

**LABOR SERVICES DIVISION[875]**

**Adopted and Filed**

Pursuant to the authority of Iowa Code section 88.5, the Labor Commissioner hereby amends Chapter 10, “General Industry Safety and Health Rules,” and Chapter 26, “Construction Safety and Health Rules,” Iowa Administrative Code.

The amendments adopt by reference changes to federal occupational safety and health standards concerning cranes and derricks in construction and hazard communication in general industry. The changes supplement previous changes to the standards.

In 2010, the prior standard concerning cranes and derricks in construction was replaced for most construction activities. However, the new standard did not apply to cranes and derricks used in demolition and underground construction. Thus, since 2010, one standard has applied to cranes and derricks in demolition and underground construction, while a different standard has applied to cranes and derricks used in other construction activities. The federal changes apply the same standard to all cranes and derricks used in construction.

The federal changes also correct inadvertent errors made during adoption of the 2010 changes to the cranes and derricks standard and the 2012 changes to the general industry hazard communication standard.

The principal reasons for adoption of these amendments are to implement legislative intent, protect the safety and health of Iowa workers, and make Iowa’s regulations current and consistent with federal regulations. Pursuant to Iowa Code subsection 88.5(1) and 29 CFR 1953.5, Iowa must adopt changes to the federal occupational safety and health standards.

Notice of Intended Action was published in the May 29, 2013, Iowa Administrative Bulletin as **ARC 0752C**. No public comment was received on the proposed amendments. These amendments are identical to those published under Notice of Intended Action.

No variance procedures are included in these rules. Variance procedures are set forth in 875—Chapter 5.

After analysis and review of this rule making, jobs could be impacted. However, these amendments are implementing federally mandated regulations, and the State of Iowa is only implementing the federal regulations. The requirements imposed on Iowa businesses by these regulations do not exceed those imposed by federal law.

These amendments are intended to implement Iowa Code section 88.5 and 29 CFR 1953.5.

These amendments shall become effective on September 11, 2013.

The following amendments are adopted.

ITEM 1. Amend rule **875—10.20(88)** by inserting the following at the end thereof:  
78 Fed. Reg. 9313 (February 8, 2013)

ITEM 2. Amend rule **875—26.1(88)** by inserting the following at the end thereof:  
78 Fed. Reg. 23841 (April 23, 2013)

[Filed 7/10/13, effective 9/11/13]

[Published 8/7/13]

EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 8/7/13.